

OCT 09 2006

FACSIMILE TRANSMISSION

GORDON & REES LLP

ATTORNEYS AT LAW
 2100 ROSS AVENUE, SUITE 2600
 DALLAS, TX 75201
 PHONE: (214) 461-4050
 FAX: (214) 461-4053
WWW.GORDONREES.COM

DATE: October 9, 2006

TO:

NAME	COMPANY	FAX NO.	PHONE NO.
Commissioner for Patents	USPTO	571-273-8300	

FROM: Rudolf O. Siegesmund

SENDER INFORMATION (NAME / USER ID / EXTENSION): / /

FILE NO.: RSW920040009US1	NUMBER OF PAGES, INCLUDING COVER: 10
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MESSAGE:

Re: Response to Office Action dated August 9, 2006

Attached are the following:

- a. Response to Office Action dated 8/9/06; and
- b. Transmittal Form

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OCT 09 2006

PTO/SB/21 (09-04)

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TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/790,968
Filing Date	03/02/2004
First Named Inventor	Kaminsky
Art Unit	2617
Examiner Name	Manoharan
Attorney Docket Number	RSW920040009US1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Gordon & Rees, LLP		
Signature			
Printed name	Rudolf O. Siegesmund		
Date	October 9, 2006	Reg. No.	37,720

CERTIFICATE OF TRANSMISSION/MAILING

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Signature			
Typed or printed name	Rudolf O. Siegesmund	Date	October 9, 2006

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Serial No. 10/790,968
Attorney Docket No. RS@W92004009US1
Response to Office Action mailed 2/23/2006

OCT 09 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application: 10/790,968
Filing Date: 03/02/2004
Art Unit: 2686

Applicant: Kaminsky
Docket: RSW920040009US1
Title: Environmentally Driven Phone Behavior

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This correspondence is responsive to the communication from the Examiner mailed 08/09/2006. The following table itemizes the papers that comprise the Applicant's response:

I. Claim Amendments.....	2
II. Remarks.....	8

Please amend the application identified above in accordance with the listing that follows the remarks.

As amended, the Applicant submits that the claims of the present application are not fairly taught by any of the references of record, taken either alone or in combination. Therefore, allowance of the present application is in order, and is requested.